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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Sandra M. Simms ) DOCKET NO.: 3523/2/US  
SERIAL NO.: 09/933,366 ) GROUP ART UNIT: 1614  
FILED: August 20, 2001 ) EXAMINER: Cybille Delacroix-Muirheid  
TITLE: SOLUTION COMPOSITION OF AN OXAZOLIDINONE ANTIBIOTIC  
DRUG HAVING ENHANCED DRUG LOADING

CERTIFICATE OF TRANSMISSION

I hereby certify that this document and accompanying documents referred to herein are being transmitted to the United States Postal Service, via facsimile, to (703) 872-9306 on November 23, 2004.

  
Karen B. King

Commissioner for Patents  
P.O. Box 1450  
U.S. Patent and Trademark Office  
Alexandria, VA 22313-1450

**RESPONSE AFTER FINAL ACTION, UNDER 37 CFR §1.116**

Dear Honorable Commissioner:

In response to an Office Action mailed August 25, 2004, made final, Applicant respectfully submits the following response after final action, under 37 CFR §1.116, and a Declaration by Dr. Jeffrey Bartz, under 37 CFR §1.131. Note that the Bartz Declaration makes reference to a Hilliard paper as Exhibit A. Only the title page of Exhibit A (a 31 page document, including title page, preface, etc.) is transmitted with the Declaration, herewith. A copy of this same document was made of record when it was submitted by Applicants in prosecution of the present application, with an Information Disclosure Statement. Applicant respectfully requests entry of the Bartz Declaration and reconsideration of all of the pending claims of the present application, in view of the Declaration and the following remarks.